

cc: court, kfk, mja

(60)
2-14-02
MT

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

Phillips-Van Heusen**CASE NO. 1:00-CV-0665**

V.

Mitsui O.S.K. Lines LTD., et al.

DATE: February 13, 2002

Judge Sylvia H. Rambo presiding in open court, Courtroom No. 3, Day #2

Nature of Proceeding: Non-Jury Trial

Time Commenced: 9:00 AM

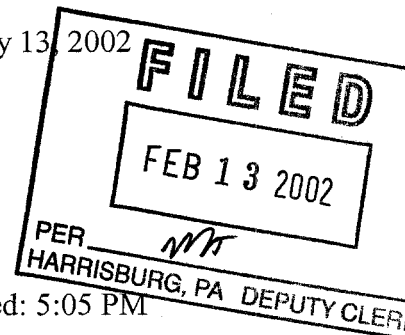
Time Terminated: 5:05 PM

Plaintiff's Counsel:

- 1-George R. Zacharkow (Phillips)
- 2-Carl Delacato, Jr. (Phillips)

Defendant's Counsel:

- 3-Richard Whelan (DAADS/Maersk)
- 4-Ann-Michele Higgins (Mitsui)
- 5-Patrick Keenan (Kellaway)
- 6-Charles McCammon (Mitsui)



Plaintiff's Witnesses:

Examined By:Dir Cross

Arthur Dunn

1 3,5

Defendant's Witnesses:

Examined By:Dir CrossDavid McLaughlin
Manohar Patwardhan5,3,4 1,2
4,3 5**Remarks:**

Court opens with all counsel and parties present; Plaintiff's witnesses continue with Arthur Dunn and court admits him as an expert as tendered; Plaintiff rest. DAADS/Maersk, Mitsui and Kellaway move for judgement on damages and liability; Court denies all motions; Stipulations read into record by Maersk re. caption name and how they will be referred to and; Maersk's and Mitsui's tendering of case to Kellaway that was rejected. . DAADS/Maersk and Mitsui rest; Kellaway calls witnesses. Keenan reads deposition testimony of Manohar Patwardhan into the record. Mitsui calls rebuttal witness. Whelan reads deposition lines of David McLaughlin into the record; Exhibits are moved by all parties; Defendants rest; Briefing to be filed; Matter taken under advisement.

Courtroom Deputy: Mark Armbruster

Court Reporter: Vicki Fox

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